

1 Karen M. Rozier  
2 1313 Idylwood Road  
3 Pikesville, MD 21208  
4 (410) 458-3772  
5 Claimant Unrepresented

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7  
8 UNITED STATES BANKRUPTCY COURT  
9 SOUTHERN DISTRICT OF NEW YORK

10 In re:  
11 ) Case No. 12-12020 (MG)  
12 Residential Capital, LLC, et. al.  
13 ) Chapter 11  
14 ) Jointly Administrated  
15 )  
16 Debtors )  
17 ) [Related to 8046, 8074]  
18 )

19 **CLAIMANT'S OBJECTION TO BEING ASSOCIATED OR AFFILIATED WITH TOM FRANKLIN**

20 Claimant Karen Michele Rozier respectfully requests the Court correct the Court's records to ensure that she  
21 is not associated, affiliated, or otherwise lumped in with "Tom Franklin", an unknown party whom the Court  
22 claims is a "Vexatious Litigator".

23 **Part 1. BACKGROUND**

24 Rozier is a Pro Se litigant with no present access to Pacer. She relies on the Kurtzman Carson Consultants  
25 website [www.kccllc.net](http://www.kccllc.net) for information regarding the case, as does the general public. During her routine  
26 examination of documents being filed in this proceeding, she came across the following entry:

27  
28 Court Docket #8046

Document Name: Affidavit of Service of Tom Franklin re: Claimant Karen Michele Rozier's Notice of  
Motion and Motion for Reconsideration; Memorandum of Points and Authorities.

According to the website, this document was related to only ONE other document, docket item 8014. Docket 1  
is 8014 is Claimant's Motion for Reconsideration. Rozier naturally reviewed Mr. Franklin's filing assuming that 2  
he was an interested party to her litigation. Instead, Rozier discovered that his case was completely separate. 3  
Moreover, not once does Mr. Franklin discuss Rozier, her claims, or her request for reconsideration. Upon 4  
further investigation, Claimant found the following entry:

6 Court Docket #8074  
7  
8 Document Name: Order to Show Cause Why Court Should Not Determine Tom Franklin to be a Vexatious  
9 Litigator and Either Impose Sanctions or Issue an Injunction Enjoining Future Filings by Franklin.  
10  
11

## Part 2. DISCUSSION

Rozier suspects she is not liked by the Court. Rozier knows she is not liked by Opposing Counsel. An unbiased 13  
court should make unbiased mistakes, but so far, all of the mistakes seem to benefit the Debtors and harm 14  
Claimant. To date Rozier has endured by this Court and its employees/agents:

- Her documents being ignored, i.e. her "Notice of No Opposition" being held by the Clerk's Office long enough to allow Debtors to file an opposition out-of-time [Docket #7210];
- Being accused of filing documents untimely and having to provide the Court with evidence that the Court received the document days before it was lodged into the system; [Docket #7028]
- Debtors filing the incorrect document by "mistake" and the Court relying on the "mistaken" documents instead of the correct documents [Docket #7909];
- Debtors harping on her feeling that the court is complicit in their fraud by virtue of the mounting mistakes by the Court, mistakes which either assist Debtor or harm Claimant [Docket #8081].

Now comes the Court associating Rozier with a party they deem to be a "Vexatious Litigator" Rozier **OBJECTS** 27  
and respectfully requests that this Court not only correct the record, but ORDER Kurtzman Carsons 28

1 Consultants ["KCC"] or the responsible party if not KCC, to issue a statement admitting to their error. Rozier is  
2 not seeking monetary damages but does believe an apology is due.  
3

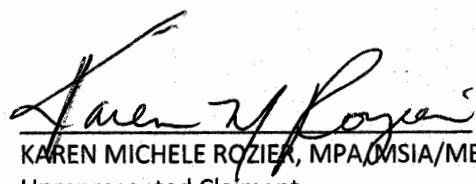
4

5 **Part 3. CONCLUSION**

6

7 For the reasons set forth above, Claimant respectfully submits that the Court should ORDER Kurtzman  
8 Carsons Consultants to correct the record issue an apology admitting their error.  
9

10 February 12 2014

11   
12 KAREN MICHELE ROZIER, MPA/MSIA/MBA/BSEE  
13 Unrepresented Claimant

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15 **DECLARATION OF KAREN MICHELE ROZIER IN SUPPORT OF REPLY**

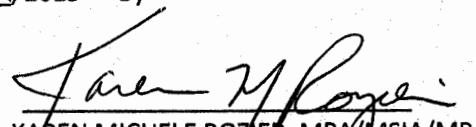
16

17 1. I am Karen Michele Rozier, the Claimant in the subject case for Proofs of Claim 4738 and 5632,  
18 over the age of 18 and without benefit of counsel in this litigation. I have personal knowledge of  
19 the facts herein, and, if called as a witness, could testify competently thereto. I am competent to  
20 submit this declaration in support of my Reply.

21 2. I have done by best to be truthful and accurate with my pleadings, including this one.

22 3. I caused all parties to be served in accordance with the Exhibit A Proof of Service.

23 Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true to the best of my  
24 knowledge.

25 Executed in Baltimore, Maryland on February 12 2015 By  
26   
27 KAREN MICHELE ROZIER, MPA/MSIA/MBA/BSEE  
28 Unrepresented Claimant

## EXHIBIT A

EXHIBIT A

**PROOF OF SERVICE**

**Case 12-12020 (MG) In re Residential Capital, LLC**

I am a resident of the State of California. I am over the age of 18 and not a party to the within action. My business address is 7957 Dahlia Circle, Buena Park, CA 90620.

On January 20, 2015 I served the following documents:

**CLAIMANT'S OBJECTION TO BEING ASSOCIATED OR AFFILIATED WITH TOM FRANKLIN**

On all interested parties via Overnight Mail to the address provided below:

United States Bankruptcy Court for the Southern District of New York  
Alexander Hamilton Custom House  
One Bowling Green  
New York, New York 10004-1408

Sent via electronic service to the email addresses listed with the Court:

Kurtzman Carson Consultants  
[ResCapLiquidatingTrust@rescapestate.com](mailto:ResCapLiquidatingTrust@rescapestate.com)

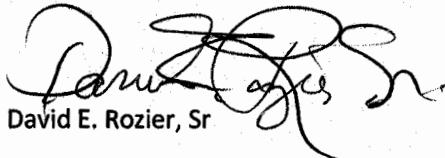
Counsel to the ResCap Borrower Claims Trust  
Morrison & Foerster LLP  
250 West 55<sup>th</sup> Street  
New York, New York 10019  
(Attention: Norman S. Rosenbaum, Jordan A. Wishnew and Meryl L. Rothchild)  
[nrosenbaum@mfo.com](mailto:nrosenbaum@mfo.com)  
[iwishnew@mfo.com](mailto:iwishnew@mfo.com)  
[mrothchild@mfo.com](mailto:mrothchild@mfo.com)

Office of the United States Trustee for the Southern District of New York  
U.S. Federal Building  
201 Varick Street  
Suite 1006  
New York, New York 10004  
(Attn: Linda A. Riffkin and Brian S. Masumoto)  
[Linda.Riffkin@usdoj.gov](mailto:Linda.Riffkin@usdoj.gov)  
[Brian.Masumoto@usdoj.gov](mailto:Brian.Masumoto@usdoj.gov)

Office of the United States Trustee/ California  
[jamesjosephtrustee@gmail.com](mailto:jamesjosephtrustee@gmail.com)

I declare under penalty of perjury under the laws of these United States that the foregoing is true and correct.

Executed on February 12, 2015



David E. Rozier, Sr.